

RECEIVED  
CENTRAL FAX CENTER

NO.005 0012

FEB 05 2007

Application No. 10/609,120  
Att'y Dkt No. 11187-00016 (Endow-3-US)  
Reply to Office Action of October 3, 2006REMARKS

In the Office Action under reply, claims 7-9, 12-16, and 26-30 are pending. Applicants note with appreciation that Claims 7-9, 12-16, and 27-30 are allowed. Claim 26 is rejected as follows:

1. Under 35 U.S.C. §102(b) as anticipated by Shao, Chemical Abstracts 94:174809;
2. Under 35 U.S.C. §103(a) as being unpatentable over U.S. 3,907,803.

Although not necessarily agreeing with the Examiner's rejections, Applicants have canceled Claim 26, reserving the right to present claim 26 in a continuing application. Thus, all claims that remain pending in the application have been allowed.

CONCLUSION

A Notice of Allowance is requested, and a prompt mailing thereof would be much appreciated. Should the Examiner have any questions, she is invited to contact the undersigned attorney at (650) 384-8755.

Respectfully submitted,

Date: February 5, 2007

By: 

J. Elin Hartrum  
Reg. No. 43,663

CV Therapeutics, Inc.  
3172 Porter Drive  
Palo Alto, CA 94304  
Tel: (650) 384-8755  
Fax: (650) 475-0359

S:\LEGAL\CVT\Patent\Docs\Endowment\Endow 3\US\Response to OA 10-03-06.DOC

BEST AVAILABLE COPY